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Attorneys for Plaintiff  
10 UNITED STATES OF AMERICA

11 UNITED STATES DISTRICT COURT

12 FOR THE CENTRAL DISTRICT OF CALIFORNIA

13 UNITED STATES OF AMERICA,

14 Plaintiff,

15 v.

16 ROBERT RUNDO, and  
17 ROBERT BOMAN,

18 Defendants.  
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No. CR 2:18-759(A)-CJC

DECLARATION OF KATHRYNNE N. SEIDEN  
ISO GOVERNMENT'S OPPOSITION TO  
DEFENDANTS' MOTION TO DISMISS FOR  
SELECTIVE PROSECUTION

Hearing Date: February 21, 2024  
Hearing Time: 9:00 a.m.  
Location: Courtroom of the  
Hon. Cormac J.  
Carney

**DECLARATION OF KATHRYNNE N. SEIDEN**

I, Kathrynne N. Seiden, declare as follows:

1. I am an Assistant United States Attorney in the United States Attorney's Office for the Central District of California. I am one of the attorneys assigned to represent the government in United States v. Rundo et al., 2:18-CR-759-CJC.

2. Attached as **Exhibits 1** and **2** are videos of a protest that occurred in Huntington Beach, California on March 25, 2017, which were produced to defendants at USA\_00008670 and USA\_00008574, respectively.

3. Attached as **Exhibits 3** and **4** are videos of a protest that occurred in Berkeley, California on April 15, 2017, which were produced to defendants at USA\_00065862 and USA\_00000052, respectively.

4. Attached as **Exhibit 5** is an FBI report dated September 20, 2017, which was produced to defendants at USA\_00003006-07.

5. Attached as **Exhibit 6** is an FBI report dated January 2, 2018, which was produced to defendants at USA\_00003017-3030.

6. Attached as **Exhibit 7** are excerpts from Robert Boman's Facebook account, which were produced to defendants at USA\_00000189.

7. Attached as **Exhibit 8** is an FBI report dated August 24, 2018, which was produced to defendants at USA\_00008878-880.

8. Attached as **Exhibit 9** are excerpts from the Rise Above Movement Instagram account, which were produced to defendants at USA\_00070445, 70458-59, and 70474.

9. Attached as **Exhibit 10** is a report from the California Department of Parks and Recreation related to the March 25, 2017 arrest of N.H., which was produced to defendants at USA\_00042377-

1 42382.

2 10. Attached as **Exhibit 11** is a report from the Berkeley Police  
3 Department related to the April 15, 2017 arrest of L.D., which was  
4 produced to defendants at USA\_00028487-89.

5 11. Attached as **Exhibit 12** is a report from the Berkeley Police  
6 Department related to the April 15, 2017 arrest of L.R., which was  
7 produced to defendants at USA\_00028551-57.

8 12. Attached as **Exhibit 13** is a report from the San Bernardino  
9 Police Department dated June 10, 2017, which was produced to  
10 defendants at USA\_00029851-55.

11 I declare under penalty of perjury under the laws of the United  
12 States of America that the foregoing is true and correct and that  
13 this declaration is executed at Los Angeles, California, on February  
14 5, 2024.

15 /s/ Kathrynne N. Seiden

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KATHRYNNE N. SEIDEN

**Exhibits 1-4**

Manually Lodged

**Exhibits 5-13**

Filed Under Seal